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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**COBBOLD et al**

Serial No. **08/470,421**

Filed: **June 6, 1995**



Atty. Ref.: **2035-16**

Group: **1806**

Examiner: **Gambel, P.**

For: **MONOCLONAL ANTIBODIES FOR INDUCING  
TOLERANCE**

\* \* \* \* \*

Honorable Commissioner of Patents

and Trademarks

Washington, DC 20231

**RECEIVED**

**SEP 6 1995**

**GROUP 1800**

**TERMINAL DISCLAIMER**

Sir:

Your petitioner, GLAXO WELLCOME INC., a corporation having an office and place of business at Five Moore Drive, Research Triangle Park, North Carolina 27709 represents that it is the assignee as recorded in an assignment at Reel 7142/Frame 0538, of all right, title and interest in and to Application Serial No. **08/470,421**, filed **June 6, 1995**, for **MONOCLONAL ANTIBODIES FOR INDUCING TOLERANCE**. Attached is a copy of a North Carolina Certificate showing the name of Burroughs Wellcome Co. was changed to Glaxo Wellcome Inc. as of October 31, 1995.

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Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 5,690,933, which issued on parent Application No. 08/289,532, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent granted on the above-identified application shall be the same as the legal title to the above-identified Patent No. 5,690,933, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 5,690,933 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

**COBBOLD et al**  
Serial No. 08/470,421

The evidentiary documents accompanying this document or referred to above have been reviewed by the undersigned and it is certified that to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action. I am empowered to act on behalf of Glaxo Wellcome Inc.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Applicant's Assignee

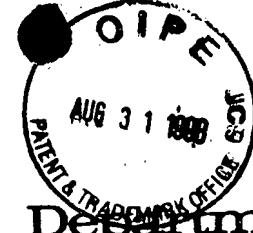
GLAXO WELLCOME INC.

By:   
Name: David J. Levy  
Title: VP Intellectual Property & Asst. Secretary

July 22, 1998

Date of Execution

# STATE OF NORTH CAROLINA



Department of The  
Secretary of State

To all whom these presents shall come, Greetings:

I, Rufus L. Edmisten, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

## ARTICLES OF AMENDMENT

OF

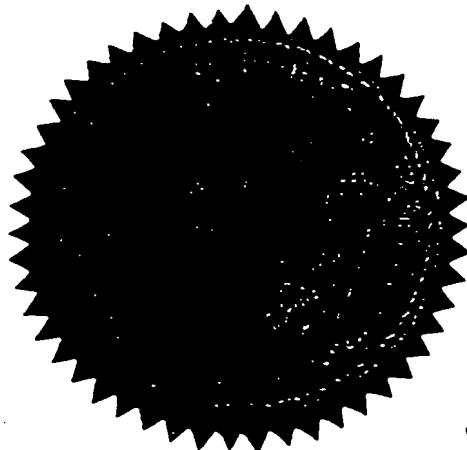
BURROUGHS WELLCOME CO.

name changed to:

GLAXO WELLCOME INC.

the original of which is now on file and a matter of record in this office.

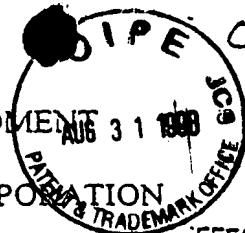
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 5th day of January, 1996.



Secretary of State

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ARTICLES OF AMENDMENT  
OF  
THE ARTICLES OF INCORPORATION  
OF  
BURROUGHS WELLCOME CO.



Pursuant to Section 55-10-06 of the North Carolina General Business Corporation Act, Burroughs Wellcome Co., a corporation organized under the laws of the State of North Carolina (the "Corporation"), hereby submits these Articles of Amendment for the purpose of amending the Articles of Incorporation of the Corporation:

1. The name of the Corporation is Burroughs Wellcome Co.
2. The following amendment to the Articles of Incorporation of the Corporation was adopted by its shareholders on the 10th day of October, 1995, in the manner prescribed by law:

Article I is hereby amended by deleting its text in its entirety and substituting in lieu thereof the following:

"The name of the corporation is Glaxo Wellcome Inc."

3. These Articles of Amendment shall become effective at 11:59 p.m. on October 31, 1995.

This the 30th day of October, 1995.

BURROUGHS WELLCOME CO.

By: Robert A. Ingram  
Name: Robert A. Ingram  
Title: President and Chairman